

AO 91 (Rev. 5/85) Criminal Complaint

# United States District Court

DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

V.

DANIEL CORMIER

## CRIMINAL COMPLAINT

CASE NUMBER: 15M-1040-JGD

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about February 7, 2005 in Suffolk county, in the

       District of Massachusetts defendant(s) did, (Track Statutory Language of Offense)

move and travel in interstate and foreign commerce with intent to avoid prosecution, and custody and confinement after conviction, under the laws of the place from which he fled, for crimes which are felonies under the laws of the place from which he fled, to wit, the Commonwealth of Massachusetts

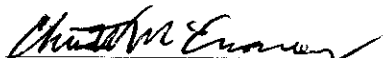
in violation of Title 18 United States Code, Section(s) 1073.

I further state that I am a(n) Deputy United States Marshal and that this complaint is based on the following  
Official Title

facts:

See attached affidavit.

Continued on the attached sheet and made a part hereof:

☒ Yes☐ No


Signature of Complainant

Sworn to before me and subscribed in my presence,

02-17-2005

Date

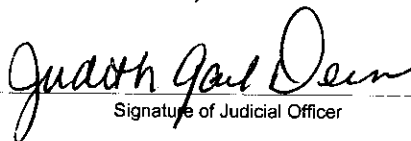
at

Boston, Massachusetts

City and State

JUDITH G. DEIN  
 UNITED STATES MAGISTRATE JUDGE

Name &amp; Title of Judicial Officer



Signature of Judicial Officer

AFFIDAVIT OF CHRIS W. MCENANEY

I, Chris W. McEnaney, being duly sworn, do depose and say:

1. I am a Deputy United States Marshal with the United States Marshals Service ("USMS") of the Department of Justice, and have been so employed for approximately 9 years. I am currently assigned as the Task Force Coordinator for the New England High Intensity Drug Trafficking Areas (HIDTA) Fugitive Task Force. I have been assigned to the New England HIDTA Fugitive Task Force since October of 2003. I have been assigned to the Investigations Unit for the past 3 years. I have attended criminal investigator training at the Federal Law Enforcement Training Center in Glynco, GA. I also attended the U.S. Marshals Service Basic Academy and the U.S. Marshals Service Advanced School. I have received on-going training on different areas of fugitive investigations, and during the course of my career, I have been personally involved in hundreds of fugitive investigations.

2. I submit this Affidavit in support of the issuance of a criminal complaint and arrest warrant for an individual identified as DANIEL CORMIER ("CORMIER") for unlawful flight to avoid prosecution, in violation of Title 18, United States Code, Section 1073.

3. CORMIER is described as a white male. His date of birth is believed to be April 16, 1963. He is believed to use Social Security number 022-58-6499. He is approximately five

feet, five inches tall and weighs approximately 150 pounds. He has brown hair and brown eyes.

4. This Affidavit is based upon information about which I have personal knowledge, documentary evidence that I have reviewed, and my conversations with other law enforcement officers and agents. This Affidavit does not contain every detail of this investigation. Rather, it contains those facts that I believe are necessary and sufficient to establish probable cause for the issuance of the requested arrest warrant.

5. On February 7, 2005, CORMIER failed to appear in Suffolk Superior Court in Boston, Massachusetts, where he was standing trial on charges of rape, a felony under M.G.L. c265 §22

*Δ was standing  
trial Δ fled  
before closings.*

§24; assault and battery with intent to rape, a felony under M.G.L. c265 §15A; assault with a dangerous weapon under M.G.L. c.265 §15B; and assault and battery, a misdemeanor under M.G.L. c265 §13A (eight counts). A default warrant for CORMIER's arrest was issued based on his failure to appear and was entered in the Massachusetts Warrant Management System and NCIC. A copy of this warrant is attached. On February 8, 2005, CORMIER was convicted of rape, assault with intent to rape, and assault and battery (six counts).

6. The Boston Massachusetts Police Department and the Suffolk County District Attorney's Office have requested the

assistance of the U.S. Marshals Service in the location and apprehension of CORMIER.

7. Members of law enforcement have attempted to locate CORMIER. Efforts to locate and arrest CORMIER in Massachusetts have been unsuccessful. Following a diligent investigation by local, state, and federal authorities, I do not believe that CORMIER is residing in Massachusetts at this time.


8. Information gleaned from the investigation reveals that CORMIER has numerous family ties to the Salem, NH and Londonderry, NH area. Investigators have also learned that CORMIER has family and associates in the Washington D.C. area. Interviews of associates also reveal that CORMIER planned to flee the Commonwealth of Massachusetts and possibly the country to avoid prosecution on the charges described above. It is believed that CORMIER fled from the Commonwealth of Massachusetts to avoid prosecution on the charges pending against him in Suffolk Superior Court.

9. The District Attorney of Suffolk County has informed me that the office will rendite CORMIER if he is apprehended in the United States.


10. Based upon all of the foregoing facts, as well as my training and experience, I believe there is probable cause to believe that DANIEL CORMIER has fled from the Commonwealth of Massachusetts and has traveled in interstate or foreign commerce

with intent to avoid prosecution, custody or confinement for crimes that are felonies under the laws of Massachusetts, in violation of Title 18, United States Code, Section 1073.

Signed under the pains and penalties of perjury this 17th day of February, 2005.

  
Chris W. McEnaney  
Deputy U.S. Marshal  
United State Marshals Service

Sworn to and subscribed to before me this 17th day of February, 2005.

  
JUDITH G. DEIN  
U.S. Magistrate Judge

JIS 964657 02/16/05 1510 020.

-----CORMIER, DANIEL----- W6494781-----

Commonwealth of Massachusetts - Criminal Justice Information System  
 Trial Court of Massachusetts - Warrant Management System  
 Pursuant to Massachusetts General Laws ch.276 s.23A this is a TRUE WARRANT on  
 a person named herein as contained in the Warrant Management System and  
 issued via Criminal Justice Information System.  
 Warrant # issued as of 15:13 on 02/15/05

## Defendant Information:

Name: CORMIER, DANIEL DOB: 022505400  
 Address: 140 HANOVER STREET #42 Race: W Sex: M  
 City: BOSTON MA Hair: BRO Eyes: BRO  
 Weight: 140 Height: 5'06"  
 Complexion: MED Marks:  
 Date of Birth: 04/10/1902 Place of Birth: MA Date of Emancipation: 03/02/0000  
 Father: CORMIER, JOSEPH Mother: ABELL, MARION  
 Known Alias: Ref No: W6494781  
 PDF NO: 00021561869

## License Information:

License Data: MA Misc No:  
 License Data: MA CC No: 455230

## Arrest Information:

Arrest Date: 02/27/2005 Court of Issue: 04 - SUFFOLK SUPERIOR Docket: 00CR0110052  
 Type: J - DEFAULT 103720  
 Date of Complaint: 02/12/2003  
 Offense Date: 07/24/2000 Offense Location: BOSTON

\*\*\*\*\*CHARGES\*\*\*\*\* Charges \*\*\*\*\*

Count	Offense Code	Description
1	F 005/21/A	RAPE 0265 S22
1	F 005/22/A	RAPE 0265 S22
1	F 005/22/A	RAPE 0265 S22
1	F 005/22/A	RAPE 0265 S22
1	A+ 005/13A/B	A&B 0265 S13A
1	A+ 005/13A/B	A&B 0265 S13A
1	F 005/22/A	RAPE 0265 S22
1	A+ 005/13A/B	A&B 0265 S13A
1	A+ 005/13A/B	A&B 0265 S13A
1	A+ 005/13A/B	A&B 0265 S13A
1	A+ 005/13A/B	A&B 0265 S13A
1	F 005/21/A	ASSAULT TO RAPE 0265 S24
1	F 005/13A/B	A&B WITH DANGEROUS WEAPON 0265 S13A
1	F 005/13A/B	ASSAULT W/DANGEROUS WEAPON 0265 S13B
1	A+ 005/13A/B	A&B 0265 S13A

Court Information: NOT TO APPEAR UNLESS ARRESTED

Assigned For Service To: 655 - BOSTON PD - AREA A-1

Assigned By: LSK US MARSHAL - BOSTON

Fines:

Fine Amount:

Assigned To: CHRISTOPHER A. JIVOLE

Bail Amount:

Arrest Date/Time: 02/22/2005 08:00

Non-Bailable:

Recall Date/Time: 02/22/2005 20:00

\* \* \* Return of Service on Page 2 \* \* \*

-----CORMIER, DANIEL----- - W6494781-----PAGE 2

Commonwealth of Massachusetts - Original Justice Information System  
 Trial Court of Massachusetts - Warrant Management System  
 Pursuant to Massachusetts General Laws ch.276 s.23A this is a TRUE WARRANT on  
 the person named herein as contained in the Warrant Management System and  
 linked via Original Justice Information System.

TO ANY OFFICER AUTHORIZED TO SERVE CRIMINAL PROCESS:

The Court has ordered that the above warrant issue against the  
 above defendant.

Therefore you are hereby commanded to arrest the above named  
 defendant and bring the defendant forthwith before this court  
 to answer to the offense(s) listed above and to be dealt with  
 according to law.

Return of Service: By virtue of this warrant, I certify that:

\_\_\_\_\_ The defendant has been arrested as ordered by the court.  
 \_\_\_\_\_ I am returning the warrant without service to the court.

Date of Arrest	Signature of Person Making Service	Title of Person Making Service	Department If different
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**Criminal Case Cover Sheet**

**U.S. District Court - District of Massachusetts**

Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency USMS

City Boston Related Case Information:

County Massachusetts Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_  
Same Defendant \_\_\_\_\_ New Defendant \_\_\_\_\_  
Magistrate Judge Case Number \_\_\_\_\_  
Search Warrant Case Number \_\_\_\_\_  
R 20/R 40 from District of \_\_\_\_\_

**Defendant Information:**

Defendant Name Daniel Cormier Juvenile ☐ Yes ☒ No

Alias Name \_\_\_\_\_

Address \_\_\_\_\_

Birth date (Year only): 1963 SSN (last 4 #): 6499 Sex M Race: White Nationality: U.S.

Defense Counsel if known: \_\_\_\_\_ Address: \_\_\_\_\_

Bar Number: \_\_\_\_\_

**U.S. Attorney Information:**

AUSA Robert E. Richardson Bar Number if applicable \_\_\_\_\_

Interpreter: ☐ Yes ☒ No List language and/or dialect: \_\_\_\_\_

Matter to be SEALED: ☒ Yes ☐ No

☒ Warrant Requested ☐ Regular Process ☐ In Custody

Location Status:

Arrest Date: \_\_\_\_\_

☐ Already in Federal Custody as \_\_\_\_\_ in \_\_\_\_\_

☐ Already in State Custody \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by \_\_\_\_\_ on \_\_\_\_\_

Charging Document: ☒ Complaint ☐ Information ☐ Indictment

Total # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 2/17/05 Signature of AUSA: Robert E. Richardson



JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant Daniel Cormier

## U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 U.S.C. § 1073</u>	<u>Unlawful Flight to Avoid Prosecution</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: